

# House File 509 - Introduced

HOUSE FILE 509

BY BENNETT

## A BILL FOR

1 An Act relating to parking spaces designated for charging  
2 electric motor vehicles, and providing penalties.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321.210, subsection 2, paragraph c, Code  
2 2019, is amended to read as follows:

3 c. Parking violations, meaning a violation of a local  
4 authority parking ordinance or a violation of sections section  
5 321L.4, section 321.366, subsection 1, paragraph "f", and  
6 sections 321.354 through 321.361, including section 321.358A,  
7 except section 321.354, subsection 1, paragraph "a".

8 Sec. 2. NEW SECTION. 321.358A Electric motor vehicle  
9 parking.

10 A person shall not park a motor vehicle that is not an  
11 electric motor vehicle in a parking space designated for  
12 charging the batteries or other energy storage devices of  
13 electric motor vehicles. For purposes of this section,  
14 "*electric motor vehicle*" means a motor vehicle equipped with  
15 electrical drivetrain components that has the ability to be  
16 propelled, fully or partially, by one or more electrical motors  
17 using electrical energy stored in a battery or other energy  
18 storage device that can be recharged by plugging into an  
19 electrical outlet or electric motor vehicle charging station.

20 Sec. 3. Section 602.8103, subsection 4, paragraph k, Code  
21 2019, is amended to read as follows:

22 k. Complaints, trial informations, and uniform citations  
23 and complaints relating to parking violations under sections  
24 321.236, 321.239, 321.358, 321.358A, 321.360, and 321.361, one  
25 year after final disposition.

26 Sec. 4. Section 602.8106, subsection 1, paragraph c, Code  
27 2019, is amended to read as follows:

28 c. For filing and docketing a complaint or information or  
29 uniform citation and complaint for parking violations under  
30 sections 321.236, 321.239, 321.358, 321.358A, 321.360, and  
31 321.361, eight dollars, effective January 1, 2004. The court  
32 costs in cases of parking meter and overtime parking violations  
33 which are contested, and charged and collected pursuant  
34 to section 321.236, subsection 1, or pursuant to a uniform  
35 citation and complaint, are eight dollars per information or

1 complaint or per uniform citation and complaint effective  
2 January 1, 1991.

3 Sec. 5. Section 805.8A, subsection 1, Code 2019, is amended  
4 by adding the following new paragraph:

5 NEW PARAGRAPH. d. For a parking violation under section  
6 321.358A, the scheduled fine is fifty dollars.

7 EXPLANATION

8 The inclusion of this explanation does not constitute agreement with  
9 the explanation's substance by the members of the general assembly.

10 This bill prohibits a person from parking a motor vehicle  
11 that is not an electric motor vehicle, as defined in the bill,  
12 in a parking space designated for charging the batteries or  
13 other energy storage devices of electric motor vehicles. A  
14 violation of this provision is punishable by a scheduled fine  
15 of \$50.

16 The bill makes a corresponding change to Code section  
17 321.210, excluding the parking violation from being considered  
18 by the department of transportation for purposes of driver's  
19 license suspension. By operation of law, the parking violation  
20 is also not considered for suspension of a restricted driver's  
21 license under Code section 321.178(2)(b), cancellation of  
22 a motorized bicycle driver's license under Code section  
23 321.189(7)(c), revocation of a special minor's driver's license  
24 under Code section 321.194(4), cancellation of a temporary  
25 restricted license under Code section 321.215(3), or habitual  
26 offender status under Code section 321.555(2).

27 The bill also makes corresponding changes to Code section  
28 602.8103, relating to the clerk of court's destruction of  
29 records for parking violations, and Code section 602.8106,  
30 providing for an \$8 fee charged by the clerk of court to file  
31 and docket complaints for parking violations.